



I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:

Assistant Commissioner for Patents
Washington, D.C. 20231

#3 2876
PATENT
Attorney Docket No.: 019916-004100US
Client Reference No.: 0010C-US

On 07/17/01

TOWNSEND and TOWNSEND and CREW LLP

By: Brad J. Loos
Brad J. Loos

RECEIVED
JUL 26 2001
TECHNOLOGY CENTER 2800

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

STEPHEN A. EMPEDOCLES et al.

Examiner: Unassigned

Art Unit: 2876

Application No.: 09/827,256

Filed: April 5, 2001

For: SPATIAL POSITIONING OF
SPECTRALLY LABELED BEADS

INFORMATION DISCLOSURE
STATEMENT UNDER 37 CFR §1.97 and
§1.98

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

The references cited on attached form PTO-1449 are being called to the attention of the Examiner. Copies of the references are enclosed. Also enclosed is a copy of the Search/Examination report corresponding to the PCT application. It is respectfully requested that the cited references be expressly considered during the prosecution of this application, and the references be made of record therein and appear among the "references cited" on any patent to issue therefrom.

As provided for by 37 CFR 1.97(g) and (h), no inference should be made that the information and references cited are prior art merely because they are in this statement and

STEPHEN A. EMPEDOCLES et al.
Application No.: 09/827,256

PATENT



no representation is being made that a search has been conducted or that this statement encompasses all the possible relevant information.

Applicant believes that no fee is required for submission of this statement, since it is being submitted prior to the first Office Action. However, if a fee is required, the Commissioner is authorized to deduct such fee from the undersigned's Deposit Account No. 20-1430. Please deduct any additional fees from, or credit any overpayment to, the above-noted Deposit Account.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Mark D. Barrish".

Mark D. Barrish
Reg. No. 36,443

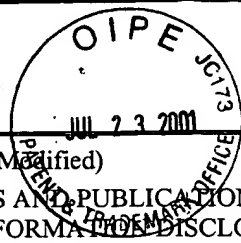
TOWNSEND and TOWNSEND and CREW LLP
Two Embarcadero Center, 8th Floor
San Francisco, California 94111-3834
Tel: 650-326-2400
Fax: 650-326-2422
MDB:bjl

PA 3157576 v1

TECHNOLOGY CENTER 2800

JUL 26 2001

RECEIVED



FORM PTO-1449 (Modified)	Attorney Docket No.: 019916-004100US	Application No.: 09/827,256
LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT (Use several sheets if necessary)	Applicant: STEPHEN A. EMPEDOCLES et al.	
	Filing Date: April 5, 2001	Group: 2876

Reference Designation			U.S. PATENT DOCUMENTS			Page 1
Examiner Initial	Document No.	Date	Name	Class	Sub-class	Filing Date (If Appropriate)
AA	5,460,831	10/1995	Kossovsky et al.			
AB	5,543,158	08/1996	Gref et al.			
AC	5,665,582	09/1997	Kausch et al.			
AD	5,939,021	08/1999	Hansen et al.			
AE	5,990,479	11/1999	Weiss et al.			
AF	6,207,392	03/2001	Weiss et al.			

FOREIGN PATENT DOCUMENTS						
	Document No.	Date	Country	Class	Sub-class	Translation (Yes/No)
AG	EP 0990903	04/2000	Europe			
AH	WO 00/68692	11/2000	PCT			

OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)	

EXAMINER	DATE CONSIDERED
----------	-----------------

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.